

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF BLUEGRASS WIRELESS)	
LLC FOR ISSUANCE OF A CERTIFICATE OF)	
PUBLIC CONVENIENCE AND NECESSITY TO)	CASE NO. 2008-00080
CONSTRUCT A CELL SITE (WOODBINE) IN)	
RURAL SERVICE AREA #11 (WHITLEY))	
OF THE COMMONWEALTH OF KENTUCKY)	

O R D E R

An informal conference was held in this matter on July 31, 2008. At the conclusion of the conference, no resolution had been reached between the Applicant and the Intervenor regarding the Intervenor's objections to the construction of the proposed cell tower.

To ensure that this case continues to move forward in a timely manner, the Commission finds that Tracy Sullivan Sears and the Edith Sullivan Life Estate should state, in writing, whether they intend to remain as Intervenor in this proceeding. The Commission also finds that the Intervenor should state whether they intend to appear at a hearing on the application and whether they intend to present evidence in opposition to the proposed tower.¹ The Intervenor's responses will be due no later than 10 days from the date of this Order.

¹ If the Intervenor intend to present evidence in opposition to the proposed cell site, the Commission, by subsequent Order, shall compel them to submit a list, with supporting technical information and evidence, of specific potential and suitable alternative sites where the proposed tower might be located, other than the proposed site outlined in the application.

IT IS THEREFORE ORDERED that:

1. Within 10 days of the date of this Order, Tracy Sullivan Sears and the Edith Sullivan Life Estate shall state, in writing:

a. Whether they intend to remain as Intervenor in this case.

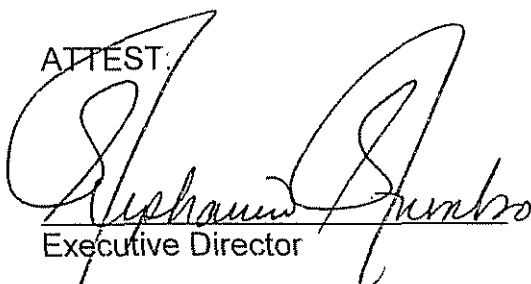
b. If the Intervenor intend to remain in this proceeding, they shall state, in writing, whether they intend to appear at a hearing on the application and whether they intend to present evidence in opposition to the proposed cell site.

2. The Intervenor shall file an original and 5 copies of their statements with the Commission and shall serve a copy of their statements to the Applicant.

Done at Frankfort, Kentucky, this 29th day of August, 2008.

By the Commission

ATTEST:


Executive Director